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24
25 **UNITED STATES DISTRICT COURT**
26
27 **NORTHERN DISTRICT OF CALIFORNIA**
28
SAN JOSE DIVISION

19 HECTOR FLORES,

20 Plaintiff,

21 vs.

22 OCB RESTAURANT COMPANY, LLC., and
23 DOES 1 through 10, inclusive,

24 Defendants.

Case No. 5:11-CV-02091-HRL

STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE

Action Filed: March 24, 2011
Trial Date: None Set

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Hector Flores (“Plaintiff”) and his attorney of record Polaris Law Group, LLP, by William L. Marder, and Defendant OCB Restaurant Company, LLC (“Defendant”), by its attorneys of record Ogletree, Deakins, Nash, Smoak & Stewart, P.C., by Gregory C. Cheng, that the following Stipulation may be entered as an Order by the Court to give effect to the stipulations set forth below:

1. **WHEREAS**, the current initial case management conference has been scheduled for September 27, 2011;

2. **WHEREAS**, counsel for Defendant, Gregory C. Cheng, has a mediation scheduled for September 27, 2011, in the case *Swanson v. GMR Marketing, LLC, et al.*, Contra Costa Superior Court Case No. MSC 11-00261 (“Swanson”);

3. **WHEREAS**, the Swanson mediation is scheduled and will take the full day on September, 27, 2011. Because the required deposit has been paid and travel arrangements have been made by all parties in the Swanson mediation, counsel for Defendant is unable to reschedule the mediation;

4. **WHEREAS**, the next available date for both parties to attend the initial case management conference is on October 4, 2011, or any date thereafter (except October 18 or 25, 2011); and

5. **WHEREAS**, good cause exists to continue the initial case management conference to October 4, 2011, or a date thereafter convenient for the Court.

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